

CHAPTER 235

(Senate Bill 111)

AN ACT concerning

Education – Nonpublic School Employees – Criminal Convictions

FOR the purpose of prohibiting certain nonpublic schools from hiring or retaining certain employees who the school knows have been convicted of certain crimes; requiring the State Department of Education to revoke the certificate of approval or letter of tentative approval of a certain nonpublic school that violates this Act; and generally relating to nonpublic schools.

BY adding to

Article – Education

Section 2–206.1

Annotated Code of Maryland

(2004 Replacement Volume and 2005 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Education

2–206.1.

(A) A NONPUBLIC SCHOOL THAT IS SUBJECT TO THE REQUIREMENTS OF THIS TITLE MAY NOT HIRE OR RETAIN ANY EMPLOYEE WHO WORKS WITH OR HAS ACCESS TO STUDENTS AND WHO THE SCHOOL KNOWS HAS BEEN CONVICTED OF A CRIME INVOLVING:

(1) AN OFFENSE UNDER § 3–307 OF THE CRIMINAL LAW ARTICLE;

(2) CHILD SEXUAL ABUSE UNDER § 3–602 OF THE CRIMINAL LAW ARTICLE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD CONSTITUTE CHILD SEXUAL ABUSE UNDER § 3–602 OF THE CRIMINAL LAW ARTICLE IF COMMITTED IN THIS STATE; OR

(3) A CRIME OF VIOLENCE AS DEFINED IN § 14–101 OF THE CRIMINAL LAW ARTICLE, OR AN OFFENSE UNDER THE LAWS OF ANOTHER STATE THAT WOULD BE A VIOLATION OF § 14–101 OF THE CRIMINAL LAW ARTICLE IF COMMITTED IN THIS STATE.

(B) THE DEPARTMENT SHALL REVOKE THE CERTIFICATE OF APPROVAL OR LETTER OF TENTATIVE APPROVAL OF A NONPUBLIC SCHOOL THAT VIOLATES THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2006.

Approved May 2, 2006.